

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

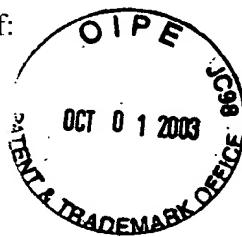
In re patent application of:

Frank, *et al.*

Appl. No.: 09/873,409

Filed: June 5, 2001

For: **A Gene Encoding a Multidrug  
Resistance Human P-Glycoprotein  
Homologue on Chromosome  
7p15-21 and Uses Thereof**



Art Unit: 1642

Examiner: Yu, M.

Atty. Dkt.: 7570/73298  
(Formerly 81994/279322)

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**Request for Continued Examination**

Commissioner of Patents  
U.S. Patent and Trademark Office  
2011 South Clark Place  
Customer Window, **MS RCE**  
Crystal Plaza Two, Lobby, Room 1B03  
Arlington, VA 22202

Sir:

This is a Request for Continued Examination (RCE) of the above-identified application under 37 C.F.R. §1.114.

1. Submission required under 37 C.F.R. §1.114:

a. Previously submitted:

- Consider the amendment(s)/reply under 37 C.F.R. §1.116 previously filed on [1.116 Amendment filed].
- Consider the arguments in the Appeal Brief or Reply Brief previously filed on [Appeal Brief filed].

Other:

b. Enclosed:

- Amendment and Response Under 37 C.F.R. § 1.111
- Affidavit(s)/Declaration(s)
- Information Disclosure Statement (IDS)
- Other:

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2. Additional Items:

- Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of [No. of Months Suspension 1.103(c)] months. *(Period of suspension shall not exceed three months; fee under 37 C.F.R. §1.17(i) required.)*
- A petition for extension of time is enclosed.
- A return postcard is enclosed.
- Other:
- Applicant(s) assert entitlement to Small Entity Status.
- RCE Fee required under 37 C.F.R. § 1.17(e) without a claim of small entity status is: \$770.00.
- RCE Fee required under 37 C.F.R. § 1.17(e) by an entity claiming small entity status is: \$385.00.
- A check in the amount of \$ [Check Amount enclosed] is enclosed.
- Charge \$ \$385.00 to Deposit Account No. 06-1135 under Order No. 7570/73298.
- The Commissioner is hereby authorized to charge any additional fees which may be required in this application under 37 C.F.R. §§1.16-1.17 during its entire pendency, or credit any overpayment, to Deposit Account No. 06-1135 under Order No. 7570/73298. Should no proper payment be enclosed herewith, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1135 under the same Order Number. This sheet is filed in duplicate.

Respectfully submitted,

FITCH, EVEN, TABIN & FLANNERY

  
By \_\_\_\_\_  
Michael A. Sanzo  
Reg. No. 36,912  
Attorney for Applicants

Date October 1, 2003  
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